

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**ELANDER WOODALL, Individually and  
on Behalf of All Others Similarly Situated**

Plaintiff,

v.

**EVERGREEN PACKAGING, LLC AND  
PACTIV EVERGREEN, INC.,**

Defendants.

No. 1:23-CV-459

Honorable Harry D. Leinenweber

**JOINT STATUS REPORT**

Pursuant to this Court’s October 19, 2023 Order [Dkt. 26], Plaintiff, Elander Woodall, and Defendants Evergreen Packaging, LLC and Pactiv Evergreen, Inc. hereby submit their Joint Status Report:

1. **Nature and Scope of the Case:** Plaintiff seeks to conditionally certify a nationwide collective under the theory that Defendants’ facilities across the country unlawfully “rounded” employee time records and required Plaintiff and the opt-in Plaintiffs to work off-the-clock, in violation of the Fair Labor Standards Act (“FLSA”). Defendants deny that they violated the FLSA in any way and further deny that this case is appropriate for collective treatment.

2. **Settlement Opportunities:** The parties have not discussed settlement of this matter.

3. **Initial Discovery Parameters:** Although the parties have not yet engaged in any discovery, Plaintiffs filed a motion for conditional certification and this court has set a briefing schedule regarding the same. Defendants’ response to Plaintiffs’ motion for conditional certification is due on December 11, 2023. Plaintiffs’ Reply is due on December 27, 2023.

The parties propose that they will issue initial disclosures by December 15, 2023; and will issue written discovery requests 30 days thereafter. Following the ruling on Plaintiff's motion for conditional certification, the parties will need to conduct discovery.

**4. Schedule for Future Conferences:** The parties propose that the Court should schedule a future conference following the ruling on Plaintiff's motion for conditional certification.

Dated: November 9, 2023

*/s/ John A. Ybarra*  
By Defendants' Attorneys

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, hereby certifies that on November 9, 2023, he caused a copy of the foregoing document to be electronically filed with the Clerk of the U.S. District Court, Northern District of Illinois, using the CM/ECF system, which sent notification via electronic mail of such filing to the following Counsel of Record:

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*/s/ John A. Ybarra*

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